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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

BLUE PILOT ENERGY, LLC,

Plaintiff,

vs.

LEXON INSURANCE COMPANY,

Defendant.

Case Number: 2:16-cv-02524-RFB-PAL

STATEMENT REGARDING SETTLEMENT

John E. Bragonje of Lewis Roca Rothgerber Christie LLP, counsel for Defendant Lexon Insurance Company ("Lexon"), and Brianna Smith of Marquis Aurbach Coffing, counsel for Plaintiff Blue Pilot Energy, LLC ("Blue Pilot") write to advise the Court that this matter has settled. The settlement calls for the \$66,250 on deposit with the Court (see ECF No. 11) to be released to Blue Pilot, and the parties are submitting a proposed order to that effect concurrently with this status report. As soon as the money is disbursed, the parties will stipulate to dismiss this action. In light of these circumstances, the parties ask that the Court discontinue any work on the parties' pending cross motions for summary judgment (ECF Nos. 6 and 12). The parties also request that the hearing on Lexon's Motion to Stay and Alternatively Motion for Protective Order Requiring Plaintiff Blue Pilot to Take Deposition at Defendant's Principal Place of Business (ECF No. 23) and the Counter-

1 Motion to Compel by Blue Pilot (ECF Nos. 27 and 28), currently set for February 14, 2017,
2 be vacated.

3 DATED this 26th day of January, 2017

DATED this 26th day of January, 2017

4 MARQUIS AURBACH COFFING

LEWIS ROCA ROTHGERBER CHRISTIE LLP

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6 By: /s/ Brianna Smith

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By: /s/ John E. Bragonje

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Attorney for Defendant
Lexon Insurance Company

15 IT IS SO ORDERED this 2nd
16 day of February, 2017.

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18 Peggy A. Leen
19 United States Magistrate Judge
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